

AO 440 (Rev. 10/93) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Massachusetts

2005 OCT 12 P 3:29

U.S. DISTRICT COURT  
SUMMONS IN A CIVIL CASE  
DISTRICT OF MASS.

Broadcast Music, Inc., et al

V.

Marina View Corporation d/b/a  
Skyline Bar & Grill, Grimoaldo A.  
Ruscito, Antonio C. Ruscito and  
Anthony Ruscito

CASE NUMBER:

05 11845 RCL

TO: (Name and address of Defendant)

Anthony Ruscito  
1030 Metropolitan Avenue  
Milton, MA 02186

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Amy C. Mainelli, Esq.  
Kotin, Crabtree & Strong, LLP  
One Bowdoin Square  
Boston, MA 02114

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON

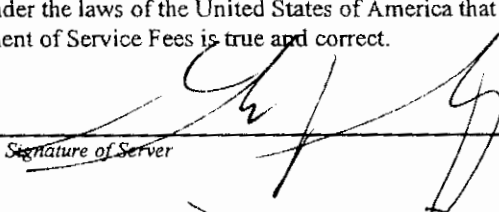
SEP 12 2005

CLERK

DATE

(By) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE <u>10-9-2005</u>	
NAME OF SERVER (PRINT) <u>Wynn L Savoca</u>	TITLE _____	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the <del>third party</del> defendant. Place where served: <u>1030 Metropolitan Ave. N. Boston</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____ _____ _____		
<input type="checkbox"/> Other (specify): _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>10-9-2005</u> <div style="text-align: center;">Date</div>	<div style="text-align: center;">             Signature of Server         </div> <div style="text-align: center;"> <u>427 Neck St. Weymouth, Mass</u>            Address of Server         </div>	

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.